

**BOROUGH OF WIND GAP
29 MECHANIC STREET
WIND GAP, PA 18091
863-7288
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The Council meeting of the Borough of Wind Gap on Monday, June 1, 2009, was called to order at 7:30 p.m. by Council President, Scott Parsons, at which time he reminded those present that the meeting was being recorded. In attendance were Councilmen: Jon Faust, Kerry Gassler, Dave Hess, Joe Weaver and Tony Curcio. Also in attendance were Borough Solicitor, Ronold Karasek, Borough Engineer, Brian Pysher, and Borough Administrator Louise Firestone. Absent from the meeting were Mayor Mitchell D. Mogilski, Sr. and Councilman George Hinton.

PUBLIC COMMENT

1. John Dally, Green Knight Economic Development Corporation. John thanked Borough Council for inviting him to the meeting to distribute checks. They will be distributing a total of \$135,000 checks this year.

Blue Eagle Drum & Bugle
Families First
Slate Belt Baptist Church
Slate Belt ARC
Wind Gap Ambulance
Wind Gap Area Athletic Association
Wind Gap Car Show
Wind Gap Park Summer Sounds
Wind Gap Borough Park
Wind Gap Fire Company
Wind Gap Emergency Management
Pen Argyl PTA

The GKEDC will be presenting checks at the Pen Argyl Borough Council meeting on June 2, 2009 and the Plainfield Township on June 10, 2009.

APPROVAL OF EXPENSES

On motion by Tony Curcio to approve the May expenses in the amount of \$23,599.42 and seconded by Kerry Gassler. Roll call vote taken. Motion carried unanimously.

SOLICITOR'S REPORT

Ron Karasek reported that all the matters being handled by his law office for the Borough during the month of May 2009 are outlined in a report. The report includes the meetings attended in May 2009.

Subdivision Matters: Receipt, review and administration of updated Quantities and Cost Estimate – Posh Major Subdivision (Phase One)

Land Development Matters: N/A.

Zoning and Other Land Use Matters: Receipt, review and administration of Opinion and Order of Court re: determination of legal title in Pine Alley.

Out of office conference with Borough Engineer to review status of Karner Temporary Construction Easement Agreement and Techo Block Zoning Issue.

Travel to and from Karner property on East First Street and on-site meeting with Karners, Developer, Developer's Attorney and Wind Gap representatives to negotiate remaining terms and conditions of Temporary Construction Easement Agreement re: Posh Major Subdivision.

Developments on Outstanding Litigation: N/A.

Court Decisions on Borough Cases: N/A.

Miscellaneous: Review contract (firehouse) with Recommendations re: Professional Design Contractors, Inc. and Agricultural Resources. Preparation of Monthly Solicitor's Report. Review various correspondence, subdivision and land development review letters, prepare correspondence, prepare extension agreements and approval forms for subdivision and land development matters, and make and receive telephone calls.

Outstanding Items: Writ of Summons filed against PP&L and Sprint re: cell tower location. Dentith storm water counterclaim (filed in response to Borough's injunction lawsuit and request for Borough's expenses) – no action taken and remains pending.

Ordinance for loitering, begging and panhandling – pending but inactive.

Ordinance for reimbursement of equipment, materials, and supplies in responding to environmental, hazardous, safety or rescue events (police, fire or both?) – pending but inactive.

Ron added that he reviewed the agreement with Professional Design Contractors and sent his suggestions back to them. He attended the meeting held at the Karners property relating to the old Posh Subdivision and after discussions the changes will be incorporated into the new agreement. He filed a tax exemption form for the old Keenhold property that the Borough acquired. He started a file for the Techo-Bloc truck traffic issue.

ENGINEER'S REPORT

Brian Pysher reported on the Bettini and Marsh project on North Broadway. He contacted three contractors and received a quote from only two even though the project was small enough not to require three quotes. Muschlitz Excavation quoted a price of \$5,500 and Schmauder Excavating quoted a price of \$1,950. The Borough purchased the materials so only labor was necessary. The Borough does not have all the necessary equipment to complete the job. Brian is still working on the sidewalk for the old Roberti property. SVR Welding is preparing an estimate for welding and installation of a fence at the property. He is meeting with Dave Albanese tomorrow regarding location and installation of the new generator. He is working on the storm grates on the upper end of Alpha Road by Cramer's. The grates are an odd size so they may need to be constructed at a foundry.

OLD BUSINESS

1. Techo-Bloc trucks. Scott Parsons stated that the Borough has received complaints from neighbors regarding the amount of trucks traveling on Alpha Road back to the MSG property, the time that the trucks travel that road and the truck drivers sleeping over on the property. He has continually contacted Techo-Bloc, but they do not return his calls. Mike Goffredo, owner of MSG, was in attendance and explain that once a year he takes care of the dust on the road and that the DEP has always been satisfied with that road maintenance. Mike explained that with regard to the hours of operation, he had a fleet of 65 vehicles traveling that road at all hours when MSG was in full operation. The Techo-Bloc trucks do not number that many vehicles and they do not speed, do not use their jake brakes and do have post trip DOT inspection conducted on his property with a mechanic. He has numerous discussions with Techo-Bloc regarding their hours of traveling Alpha

Road. He stated that if the road conditions on Alpha Road were better the trucks would not make as much noise as they do bouncing over the bumps in the road. He has been a good employer in the Borough and is trying to continue to employ people at his location. He bought the property in 19785 and there were no homes back there at the time. After Manny Vito developed the property, he sat and was willing to hear the complaints of Council and the neighbors. He wants to continue his relationship with the Borough, but he operates a business and he is zoned to operate his business. Scott stated that he wants the opportunity to sit with Mike and a representative from Techo-Bloc to discuss all the issues being brought before Council by the residents. Kerry Gassler suggested that the Borough look into a total reclamation of Alpha Road because it is starting to fail. He asked Brian to get a quantity cost estimate for total reclamation. Scott stated that he will form a committee of himself, Jon Faust and Tony Curcio to meet with Mike and Techo-Bloc. Mike will try to set this meeting up for later this week.

2. Scott Parsons asked Jon Faust if the businesses have been notified about the upcoming parade. Jon replied that the parade will be held this Saturday, June 6, 2009 at 2:00 p.m. The street will be posted with signs for no parking and some letters have already been sent out notifying the business owners.

3. Jon Faust asked if the property on Alpha Road was given notice regarding the high grass. This property will be checked in accordance with the weed ordinance.

4. Scott Parsons reported that the excavator on Mr. Papillion's property on East West Street has been moved.

NEW BUSINESS

There was no new business before Council at this time.

On motion by Tony Curcio to adjourn the meeting of June 1, 2009. Council agreed unanimously. The meeting of June 1, 2009 adjourned at 8:22 p.m.

Louise Firestone, Borough Administrator